

# BILL

No. 28 of 1931.

## An Act to amend The Irrigation Districts Act

(Assented to , 1931.)

**HIS MAJESTY**, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows

1. This Act may be cited as "*The Irrigation Districts Act Amendment Act, 1931*"

2. *The Irrigation Districts Act*, being chapter 114 of the Revised Statutes of Alberta, 1922, is hereby amended as to section 2 thereof—

(a) by striking out paragraph (g) thereof and by substituting therefor the following:

"(g) 'Irrigation Act' shall mean *The Irrigation Act*, being chapter 104 of the Revised Statutes of Canada, 1927"

(b) by striking out paragraph (i) thereof and by substituting therefor the following:

"(i) 'Minister' shall mean the member of the Executive Council for the time being charged with the administration of this Act"

3. The said Act is further amended as to section 11a thereof—

(a) by adding at the end of subsection (9) thereof the following:

"(d) that the Board pay to the claimant and that the claimant accept such compensation as the Board of Public Utility Commissioners may deem adequate in full settlement for all time of all claims for compensation for damage or loss both present and future under this section in respect of the whole or of any specified part or parts of any parcel or parcels of land."

(b) by adding at the end of the said section as subsection (12) the following:

"(12) In any case in which there is a conflict between the provisions of this section and the provisions for compensation contained in any contract for the sale of land, or for the sale of the water right for any land, the provisions of such contract shall prevail, and in such a case the provisions of this section shall not be applicable."

4. The said Act is further amended as to section 23 thereof by striking out subsection (6) and by substituting therefor the following:

"(6) The provisions of this section and of the following section shall apply to the lands, works, undertaking and other property, real or personal, of any body corporate operating an irrigation system pursuant to the provisions of *The Irrigation Act* or *The Water Resources Act*, and held for the purposes of the irrigation system."

5.—(1) The said Act is further amended as to section 25 thereof by striking out the words "*The Irrigation Act*" wherever the same occur therein and by substituting therefor the words "*The Water Resources Act*."

(2) The said section is further amended as to subsection (4) thereof by striking out the words "with any company (as defined in *The Irrigation Act*) to which" wherever the same occur therein and by substituting therefor the words "with any person to whom."

6. The said Act is further amended as to section 36 thereof by striking out the same and by substituting therefor the following:

"36.—(1) The authorization provided for in *The Irrigation Act* or the license or interim license issued pursuant to *The Water Resources Act*, as the case may be, together with a copy of all maps and plans required by either of the said Acts and also all the official records of the district, shall be filed in the office of the Secretary of the Board and shall be open for public inspection at all reasonable times.

"(2) A copy of the authorization, interim license or license, and of the said maps and plans shall be filed with the Minister and shall be open to inspection by the public at all reasonable times."

7. The said Act is further amended as to section 37 thereof by striking out the words "*The Irrigation Act*" wherever the same occur therein and by substituting therefor the words "*The Irrigation Act* or *The Water Resources Act*, as the case may be."

8. The said Act is further amended as to section 126a thereof by striking out the words "*The Irrigation Act*" and by substituting therefor the words "*The Water Resources Act*."

9. Section 161 of the said Act is amended as to subsection (2) thereof by striking out the words "of the Minister of the Interior and" wherever the same occur therein.

10. The said Act is further amended as to section 162 thereof by striking out the words "with the prior consent of the Minister of the Interior" wherever the same occur therein.

**11.** The said Act is farther amended by inserting therein, immediately after section 175a thereof, the following new section

"175b. Every company conducting any irrigation works pursuant to the provisions of *The Irrigation Act* or *The Water Resources Act* shall have the same powers and rights for the protection of any canals, ditches and works, owned, operated, or used by such company for the purposes of its irrigation works, as are conferred upon a Board by section 175a of this Act."

**12.** This Act shall come into force on the day upon which it is assented to

FIRST SESSION  
SEVENTH LEGISLATURE  
21 GEORGE V  
1931

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**B I L L**

An Act to amend The Irrigation  
Districts Act.

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Received and read the

First time . . . .

Second time . . . . .

Third time . . . . .

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HON MR SMITH

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EDMONTON  
W. D. McLEAN, Printer  
A.D. 1931